

JOURNAL OF THE SENATE

Thursday, April 13, 1967

The Senate was called to order by the President Pro Tempore at 11:00 a. m. The following Senators were recorded present:

| | | | |
|---------------|-------------|----------|-------------|
| Mr. President | de la Parte | Hollahan | Saylor |
| Askew | Edwards | Horne | Shevin |
| Bafalis | Elrod | Johnson | Slade |
| Barron | Fincher | Knopke | Spencer |
| Barrow | Fisher | Lane | Stockton |
| Bell | Friday | McClain | Stolzenburg |
| Boyd | Gibson | Mathews | Stone |
| Broxson | Gong | O'Grady | Thomas |
| Chiles | Griffin | Ott | Weber |
| Clayton | Gunter | Plante | Weissenborn |
| Cross | Haverfield | Poston | Wilson |
| Deeb | Henderson | Reuter | Young |

48. A quorum present.

Prayer by the Senate Chaplain, Reverend T. Newton Wise:

Eternal God, thou who art the source of all that is good and perfect, give us inspiration today as though the sun of a new spiritual springtime had arisen in our soul. In the stillness of our hearts today, we thank thee for these Senators. For the dedication of their talents to the building up of our state and the continued freedom of our nation. Help them to feel thy holy nearness as they labor today. Deliver us, we pray, from the loss of faith in others or in ourselves or in thee. Keep strong the torch of hope and courage in our hearts. Deliver us from fears that frighten us, anxieties that harass us, cowardice that defeats us and the loss of thy companionship without which no soul can be strong. Help us to be sensitive to the true needs of our people that we represent and yet give us clarity of vision, independence of mind and courage of will that we may live according to our best conscience without fear or favor of the multitudes. Through Jesus Christ, our Lord. Amen.

The reading of the Journal was dispensed with.

The Journal of April 12 was corrected and approved.

REPORTS OF COMMITTEES

The Committee on Mental Health, Retardation and State Institutions recommends the following pass:

SB 1

The Committee on Judiciary "B" recommends the following pass:

SB 9

SB 49

SB 85

SB 48

SB 50

The bills contained in the foregoing reports were placed on the Calendar.

The Committee on Judiciary "B" recommends the following not pass:

SB 83

The bill was laid on the table.

The Committee on Apportionment, Resolutions and Memorials recommends the following pass:

SM 73

The bill was referred to the Committee on Finance and Taxation under the original reference.

The Committee on Transportation and Safety recommends the following pass:

SB 123

SB 124

The bills were referred to the Committee on Judiciary "B" under the original reference.

The Committee on Transportation and Safety recommends the following pass:

SB 84

The bill was referred to the Committee on Anti-Crime.

ENGROSSING REPORT

Your Engrossing Clerk to whom was referred—

SB 65 with 4 amendments

—reports that the Senate amendments have been incorporated and the bill is returned herewith.

EDWIN G. FRASER
Secretary of the Senate

The bill was certified to the House.

INTRODUCTION

By Senator Cross—

SB 184—A bill to be entitled An act amending the bedding inspection law Chapter 556, Florida Statutes; providing for the application of said law to upholstered furniture; setting a registration fee thereon; and providing an effective date.

Was read the first time by title and referred to the Committees on Health and Welfare; and Judiciary "A".

By Senators Cross and Fincher—

SB 185—A bill to be entitled An act relating to higher education, Florida board of regents; vesting complete fiscal authority and responsibility for the operation of the state university system of Florida in the Florida board of regents by creating section 240.022, amending sections 240.082, 240.121 and 243.131(1),(3),(4) and repealing sections 240.062, 240.073, 240.095, 240.131, 240.141, 241.63 and 241.631, all Florida Statutes; creating section 240.152, Florida Statutes exempting the Florida board of regents from the provisions of state statutes relating to operation of financial matters generally; the budget and purchasing commissions and chapter 282, Florida Statutes, except provisions for appropriations for institutions and agencies under the supervision of the board and other laws in conflict with chapters 239-243, Florida Statutes; providing an effective date.

Was read the first time by title and referred to the Committees on Education-Higher Learning and Appropriations.

By Senators Hollahan and Shevin—

SB 186—A bill to be entitled An act relating to linen suppliers, registration of rental linen, garments, aprons, and towels; providing a method of registration; making certain uses of registered articles unlawful; providing a penalty; providing an effective date.

Was read the first time by title and referred to the Committees on Health and Welfare; and Judiciary "A".

By Senators Shevin, Poston, Fincher, Haverfield, Hollahan, Stone, Gong and Weissenborn—

SB 187—A bill to be entitled An act relating to state roads; designating a portion of state road 112 in Dade county as Robert Frost Highway.

Was read the first time by title and referred to the Committee on Public Roads and Highways.

By Senators Shevin, Fincher, Haverfield, Hollahan, Poston, Gong and Stone—

SB 188—A bill to be entitled An act relating to state roads; designating state road 828 in Dade County and the east and west extension as the "JOHN F. KENNEDY CAUSEWAY".

Was read the first time by title and referred to the Committee on Public Roads and Highways.

By Senators Mathews, Friday, Henderson, Weissenborn, Barrow, Thomas, Weber, Bell, Bafalis, Hollahan, Poston and Gong—

SB 189—A bill to be entitled An act relating to lottery, legalizing nation-wide contests; amending section 849.09(1), Florida Statutes, to allow participation in national puzzle or other contests of skill or chance; providing an effective date.

Was read the first time by title and referred to the Committee on Ethics and Privileged Businesses.

By Senators Mathews, Gunter and Barrow—

SB 190—A bill to be entitled An act relating to municipalities and counties, future development; empowering the governing authorities of the several incorporated municipalities and counties of the state, individually or jointly, to plan for future development, to adopt, amend or revise comprehensive plans to guide future development, implementing such comprehensive plans to authorize incorporated municipalities and counties, individually or jointly, to enact and enforce zoning and subdivision regulations and to adopt and enforce building, plumbing, electrical, gas, fire, safety, and sanitary codes; stating the purpose and intent of the act; defining certain terms used in the act; setting out the areas and jurisdictions which may qualify to use the provisions of the act; providing for the establishment, composition terms of office, officers, powers and duties, procedures and maintenance of planning commissions and their staffs; setting out the method of adoption and the legal status of a comprehensive plan; providing for review and amendment of a comprehensive plan; setting out the scope of regulatory authority through zoning as a means of comprehensive plan implementation; setting procedures for the establishment of zoning districts; providing for the method of amendment of a zoning ordinance; providing for the establishment, composition, terms of office, officers, powers and duties, procedures and maintenance of boards of adjustment and their staffs; providing for review by the courts of decisions of boards of adjustment; setting out the scope of regulatory authority to adopt and enforce regulations for land subdivisions as a means of comprehensive plan implementation; authorizing the adoption of subdivision regulations; providing procedures for approval of subdivision plans and plats; providing penalties for transfer of lots in unapproved subdivisions; authorizing the reversion of subdivided land to acreage and setting procedures therefor; authorizing the adoption and enforcement of building, plumbing, electrical, gas, fire, safety, and sanitary codes and authorizing the adoption of such codes by reference as a means of comprehensive plan implementation; providing that this act is to be liberally construed to accomplish its stated purposes; providing that an incorporated municipality or county, jointly or individually, must take formal action to proceed under this act before utilizing the authority conferred by this act; providing that regulations and codes adopted by an incorporated municipality or county under previous legislative authority shall remain in effect until superseded by regulations and codes adopted under authority of this act; providing an effective date.

Was read the first time by title and referred to the Committees on Urban Affairs and Local Government; and Governmental Reorganization.

By Senators Fisher and Weissenborn—

SB 191—A bill to be entitled An act to amend section 561.11, Florida Statutes, authorizing the director of the beverage department to provide for the training of beverage department personnel; providing an effective date.

Was read the first time by title and referred to the Committee on Ethics and Privileged Businesses.

By Senators Fisher and Young—

SB 192—A bill to be entitled An act relating to the administration of the alcoholic beverage law; creating section 561.65, Florida Statutes, to provide for revocation of dormant licenses; providing for hearing for reinstatement upon petition; providing for affirmance of revocation or reinstatement by director; providing an effective date.

Was read the first time by title and referred to the Committees on Ethics and Privileged Businesses; Judiciary "A"; and Finance and Taxation.

By Senators Fisher and Weissenborn—

SB 193—A bill to be entitled An act relating to the beverage law, enforcement; amending section 562.131, Florida Statutes, relating to solicitation for sale of alcoholic beverages by making

it unlawful for any employee or entertainer of any licensee to mingle or fraternize with customers incident to soliciting the purchase of beverages, alcoholic or otherwise on licensed premises.

Was read the first time by title and referred to the Committees on Ethics and Privileged Businesses; and Judiciary "A".

By Senators Fisher and Young—

SB 194—A bill to be entitled An act amending Section 561.20, Florida Statutes, concerning the limitation of the number of alcoholic beverage licenses issued and providing for the cancellation and nontransferability of licenses and providing an enactment clause.

Was read the first time by title and referred to the Committees on Ethics and Privileged Businesses; Judiciary "A"; and Finance and Taxation.

By Senators Fisher, Young and Henderson—

SB 195—A bill to be entitled An act relating to alcoholic beverages, licenses; amending section 561.26(1), Florida Statutes, fixing the terms of licenses issued pursuant to provisions of alcoholic beverage law, by fixing the expiration date of such licenses on September 30; providing an effective date.

Was read the first time by title and referred to the Committees on Ethics and Privileged Businesses; Judiciary "A"; and Finance and Taxation.

By Senators Fisher and Henderson—

SB 196—A bill to be entitled An act relating to administration of alcoholic beverage law; amending section 561.01(7), Florida Statutes, defining the term "alcoholic beverages" to include method of determining weight.

Was read the first time by title and referred to the Committees on Ethics and Privileged Businesses; and Judiciary "B".

By Senators Fisher and Henderson—

SB 197—A bill to be entitled An act relating to tax on cigarettes; amending section 210.01, Florida Statutes, defining certain terms used in connection with law imposing and providing for collection of tax on cigarettes by adding subsection (17) to define term "exporters"; amending section 210.15(1), (4), Florida Statutes, to require the acquisition of permits by exporters as defined in this act and to delete provision relating to disposition of excise tax on sales to traveling locations; providing an effective date.

Was read the first time by title and referred to the Committees on Ethics and Privileged Businesses; and Finance and Taxation.

By Senators Fisher, Henderson and Sayler—

SB 198—A bill to be entitled An act relating to state beverage department; amending chapter 561, Florida Statutes, by adding a section providing a monthly pension for wives of beverage enforcement agents killed in line of duty; prescribing formula for compiling amount of pension taking into consideration benefits payable as workmen's compensation and social security; prescribing fund from which pension payments to be made; providing for retroactive payments; providing an effective date.

Was read the first time by title and referred to the Committees on Ethics and Privileged Businesses; Retirement and Claims; and Appropriations.

By Senators Fisher and Henderson—

SB 199—A bill to be entitled An act relating to the administration of the alcoholic beverage law; amending section 561.34(13), Florida Statutes, prescribing vendors' license fees, by defining "bottle club," reducing the amount of fee to be paid by such clubs and declaring violations of the subsection and the rules and regulations promulgated pursuant thereto a violation of the beverage laws.

Was read the first time by title and referred to the Committees on Ethics and Privileged Businesses; and Finance and Taxation.

By Senators Mathews and Friday—

SB 200—A bill to be entitled An act providing for limitation of causes of action for libel, slander, invasion of privacy, or other tort founded upon any single publication or exhibition or utterance; providing that recovery in any such action shall include all damages for any such tort; providing for the time and place of accrual of such causes of action; and providing that under certain circumstances a judgment in any jurisdiction shall bar any other such action; providing for severability of its provisions; providing for an effective date.

Was read the first time by title and referred to the Committee on Judiciary "B".

By Senator Chiles—

SB 201—A bill to be entitled An act relating to the preparation and recording of certain legal instruments; providing that the name and address of the person preparing such instrument shall appear thereon; providing exceptions; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "B".

By Senators Wilson, Deeb and Sayler—

SB 202—A bill to be entitled An act relating to taxation, homes for the aged; repealing subsection (14) of section 192.06, Florida Statutes, relating to exemption from taxation of homes for the aged operated by Florida nonprofit corporations.

Was read the first time by title and referred to the Committee on Finance and Taxation.

By Senators Thomas, Edwards, Horne and Fincher—

SB 203—A bill to be entitled An act relating to the Florida citrus code; amending chapter 601, Florida Statutes, by adding section 601.991, making it unlawful to serve or vend citrus substitutes in public places, unless notice of the substitute is prominently displayed; requiring individual labeling; providing an effective date.

Was read the first time by title and referred to the Committee on Citrus.

By Senators Johnson, Reuter, Elrod, Clayton, Plante and Stockton—

SB 204—A bill to be entitled An act relating to the fourth (4th) district court of appeal; authorizing an appropriation for the construction of a court building; providing an effective date.

Was read the first time by title and referred to the Committee on Appropriations.

By Senators Johnson, Reuter, Elrod, Clayton, Plante and Stockton—

SB 205—A bill to be entitled An act relating to the fourth district court of appeal; authorizing the construction, equipping and furnishing of a court building, providing for financing and an effective date.

Was read the first time by title and referred to the Committee on Appropriations.

By Senator Poston—

SB 206—A bill to be entitled An act relating to larceny, building materials, amending Chapter 811, Florida Statutes; provides penalty for theft of five dollars of material from a construction site or warehouse; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "A".

By Senator Chiles—

SCR 207—A concurrent resolution saluting the Federal Land Bank of Columbia, South Carolina, and the Federal Land Bank Associations of Florida for their meritorious service to the agricultural and business communities and congratulating them on the observance of their Fiftieth Anniversary.

Was read the first time in full and referred to the Committee on Apportionment, Resolutions and Memorials.

By Senators Chiles and Griffin—

SB 208—A bill to be entitled An act relating to sales tax refunds; amending section 212.17, Florida Statutes, by adding new subsection (2) and renumbering present subsections (2) through (5) as subsections (3) through (6) of said section; allowing refunds or credit to be given for sales taxes previously paid when goods are repossessed; providing an effective date.

Was read the first time by title and referred to the Committees on Judiciary "B"; and Finance and Taxation.

By Senator Horne—

SB 209—A bill to be entitled An act relating to administrative procedure, adjudication; amending section 120.21(1), Florida Statutes, to exclude the state revenue commission from definition of term "agency"; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "B".

By Senators Sayler, Lane, McClain, Bell and Fisher—

SB 210—A bill to be entitled An act relating to abortion; amending section 782.10, Florida Statutes; defining unjustified abortion; defining justifiable abortion; providing for physicians certification and recording thereof as permanent records of the state board of health; presumption of unjustified abortion from noncompliance; providing that abortion certificates filed with state board of health not subject to public inspection; providing for exceptions for prevention of pregnancy under certain circumstances; providing an effective date.

Was read the first time by title and referred to the Committees on Health and Welfare; and Judiciary "A".

Senator Cross presiding.

By Senator Gunter—

SB 211—A bill to be entitled An act relating to education; making an appropriation for expenses involved in organizing a junior college in Orange County; providing an effective date.

Was read the first time by title and referred to the Committees on Education—Public Schools and Junior Colleges; and Appropriations.

By Senator Cross—

SB 212—A bill to be entitled An act relating to medical scholarships, amending chapter 239, Florida Statutes; providing for a maximum amount of scholarships; and providing for an effective date.

Was read the first time by title and referred to the Committees on Education—Higher Learning and Appropriations.

By Senator Cross—

SB 213—A bill to be entitled An act on pollution; declaring legislative intent; defining certain words and phrases; providing for administration of this chapter by the State Board of Health, creating a pollution control council, providing for qualification, and membership; providing for terms of office; providing for organization and quorum; providing for compensation and expenses of members; providing for the duties and functions of the council; providing for duties and functions of the agency; providing for presumptions; providing for hearings before the council; providing for confidential information; providing for approval; providing for registration and filing; providing for inspection; providing for complaint and investigation; providing for assistance; providing for corrective orders; providing for injunctive relief; providing for prohibition, violation, penalty and intent; providing for construction in relation to other law; providing for severability; providing for repeal; providing for an effective date.

Was read the first time by title and referred to the Committees on Health and Welfare; Water Conservation, Salt Water and Natural Resources; and Governmental Reorganization.

By Senator Cross—

SB 214—A bill to be entitled An act relating to hospital licensure amending chapter 395 restricting the use of the term "hospital" unless facility is licensed under provisions of chapter 395 F.S.

Was read the first time by title and referred to the Committees on Health and Welfare; and Judiciary "B".

By Senators Friday, Thomas, Gunter, Bafalis, Elrod, Fincher, Hollahan, Lane, Bell, Weber and Stolzenburg—

SB 215—A bill to be entitled An act to appropriate funds for two additional Judges of the Fourth District Court of Appeal, their staff, expenses, and operating capital outlay, and to fix an effective date.

Was read the first time by title and referred to the Committee on Appropriations.

By Senators Haverfield, Hollahan, Shevin and Bell—

SB 216—A bill to be entitled An act relating to the disposition of revenues received by the state from the operation of jai alai frontons; amending section 551.10, Florida Statutes, by providing that such revenues shall be deposited in the general revenue fund of the state declaring legislative policy and intent; providing an effective date.

Was read the first time by title and referred to the Committees on Ethics and Privileged Businesses; Urban Affairs and Local Government; and Finance and Taxation.

By Senators Haverfield, Hollahan, Shevin, Weissenborn and Bell—

SB 217—A bill to be entitled An act relating to tax on cigarettes; amending section 210.19, Florida Statutes, by requiring director of the beverage department to keep records of cigarette tax collected in counties; and amending section 210.20 (2) (a), Florida Statutes, by providing for distribution of portion of cigarette tax to the counties, and providing an effective date.

Was read the first time by title and referred to the Committees on Ethics and Privileged Businesses; Urban Affairs and Local Government; and Finance and Taxation.

By Senators Haverfield, Hollahan, Shevin, Weissenborn and Bell—

SB 218—A bill to be entitled An act to amend chapter 550, Florida Statutes, relating to the distribution to counties of the excise tax on pari-mutuel pools and other revenues from the operation of race tracks by eliminating distribution to the several counties or boards of public instruction; amending section 550.13, subsection 550.16 (8), subsection 550.16 (10), section 550.161, subsection 550.163 (3), subsection 550.26 (4), subsection 550.26 (5) (a), subsection 550.37 (1), and subsection 550.39 (2), Florida Statutes; repealing subsection 550.16 (9), section 550.30, section 550.13, section 550.131, section 550.14, and section 550.22, Florida Statutes, relating to distribution of funds to counties; providing for deposit of such funds in the general revenue fund of the state; declaring legislative policy and intent to supersede all laws whether local, special or general laws of local application having a contrary purpose; providing a savings clause and an effective date.

Was read the first time by title and referred to the Committees on Ethics and Privileged Businesses; Urban Affairs and Local Government; and Finance and Taxation.

By Senators de la Parte, Knopke, McClain and Ott—

SB 219—A bill to be entitled An act relating to the Tampa port authority; amending section 3 of chapter 27600, Laws of Florida, 1951, providing for an increase in the authorized bond interest rate; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 219.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators de la Parte, Knopke, McClain and Ott—

SB 220—A bill to be entitled An act relating to juvenile and domestic relations courts; providing for a third judge of said court in all counties having a population of not less than three

hundred ninety thousand (390,000) and not more than four hundred fifty thousand (450,000), according to the latest official decennial census; providing for the election, term of office and compensation of said judge; amending section 3 of chapter 61-1152, Laws of Florida, to provide for the election of a presiding judge by the judges of any juvenile and domestic relations court affected by this act and providing that the presiding judge shall be the administrative officer of said court; repealing all conflicting laws; providing for the effectuation of this act.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators de la Parte, Knopke, McClain and Ott—

SB 221—A bill to be entitled An act relating to Hillsborough county; amending section 5, chapter 63-1396, Laws of Florida; providing that mechanical contractors be included among those who must furnish bond before licensing; providing effective date.

Evidence of notice and publication was established by the Senate as to SB 221.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators de la Parte, Knopke, McClain and Ott—

SB 222—A bill to be entitled An act relating to civil service board in all counties of the state having a population of not less than three hundred ninety thousand (390,000) and not more than four hundred fifty thousand (450,000), according to the latest official decennial census; amending section 4, chapter 65-697, Laws of Florida, by setting forth the qualifications of the executive secretary; providing an effective date.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators de la Parte, Knopke, McClain and Ott—

SB 223—A bill to be entitled An act relating to the purchase of foodstuffs, canned goods and other products by the sheriff, board of county commissioners or board of public instruction of all counties in the state having a population of not less than three hundred ninety thousand (390,000) and not more than four hundred fifty thousand (450,000), according to the latest official decennial census; providing an effective date.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators de la Parte, Knopke, McClain and Ott—

SB 224—A bill to be entitled An act relating to Hillsborough county; amending section 4, chapter 59-1362, Laws of Florida; providing for examination and qualification of contractors; providing for revocation of licenses; allowing granting of licenses to contractors without examination in certain instances; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 224.

Was read the first time by title and referred to the Committee on Rules and Calendar.

MOTIONS RELATING TO COMMITTEE REFERENCE

Senator Gong moved that the rules be waived and SB 134 be removed from the Calendar and re-referred to an appropriate Committee.

A point of order was raised by Senator Gong as to the vote required, and the Chair ruled that the necessary vote required would be a majority vote of the Senate.

Senator Askew moved as a substitute motion that the rules be waived and consideration of SB 134 be deferred, the bill retaining its place on the Calendar.

The question was put on the substitute motion which was agreed to and it was so ordered.

On motion by Senator Mathews, it was agreed that the rules be waived and a moratorium be declared on all Committee meetings and hearings on Tuesday, April 18, 1967, in order

that Senate and House delegations might be afforded an opportunity to meet for the purpose of discussing their respective local bills.

Senator Barron, President Pro Tempore, presiding.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages were read:

The Honorable Verle A. Pope
President of the Senate

April 12, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representatives Crider and Nichols—

HCR 50—A concurrent resolution proclaiming Steve Spurrier Day to be designated during the 1967 legislative session by the Speaker of the House of Representatives and the President of the Senate.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 50, contained in the above message, was read the first time in full and referred to the Committee on Apportionment, Resolutions and Memorials.

On motion by Senator Mathews, by two-thirds vote, HCR 50 was withdrawn from the Committee on Apportionment, Resolutions and Memorials and placed on the Calendar.

Unanimous consent was granted Senator Cross to take up out of order—

HCR 50—A concurrent resolution proclaiming Steve Spurrier Day to be designated during the 1967 legislative session by the Speaker of the House of Representatives and the President of the Senate.

WHEREAS, Steven Orr Spurrier is a student at the University of Florida and a member of the Florida Football Team, and

WHEREAS, all Floridians may justly take pride in the exceptional accomplishments of Steve Spurrier, who has shown excellence in both character and ability, and

WHEREAS, Steve Spurrier is the first member of a Florida football team ever to be named recipient of the coveted Heisman Trophy, and

WHEREAS, Steve Spurrier has attained the pinnacle of the college football world by being named the Outstanding Football Player in our country, and

WHEREAS, Steve Spurrier has distinguished himself, the University of Florida and the entire State of Florida, and

WHEREAS, Steve Spurrier, through his national recognition has brought great fame and credit to the State of Florida, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida, the Senate Concurring:

That the Speaker of the House of Representatives and the President of the Senate designate a day during the 1967 Legislative session as Steve Spurrier Day.

BE IT FURTHER RESOLVED that Steven Orr Spurrier be invited to attend a joint session of the House of Representatives and the Senate of the Florida Legislature and thereupon be appropriately awarded by the Legislature a copy of this Resolution in recognition and appreciation for his service to the State of Florida.

On motions by Senator Cross, HCR 50 was read the second time by title, unanimously adopted, and certified to the House.

The Honorable Verle A. Pope
President of the Senate

April 12, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representative Ashler—

HCR 39—A concurrent resolution relating to fallout shelters; recommending state and local governmental responsibilities for construction or modification of public buildings.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 39, contained in the above message, was read the first time in full and referred to the Committee on Apportionment, Resolutions and Memorials.

The Honorable Verle A. Pope
President of the Senate

April 12, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representative Randell and Others—

HCR 118—A concurrent resolution directing the legislative council to continue its comprehensive study of legal and administrative aspects of shore line and related land ownership, regulation and use, and to make recommendations to the 1969 session of the legislature.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 118, contained in the above message, was read the first time in full and referred to the Committees on Apportionment, Resolutions and Memorials; and Rules and Calendar.

On motion by Senator Friday, by two-thirds vote, HCR 118 was also referred to the Committee on Water Conservation, Salt Water and Natural Resources.

The Honorable Verle A. Pope
President of the Senate

April 12, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representative De Young and Others—

HCR 269—A concurrent resolution expressing deep regret and sympathy over the passing of David R. VanCurler, who died in the line of duty.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 269, contained in the above message, was read the first time in full and referred to the Committee on Apportionment, Resolutions and Memorials.

On motion by Senator Thomas, by two-thirds vote, HCR 269 was withdrawn from the Committee on Apportionment, Resolutions and Memorials and placed on the Calendar.

Unanimous consent was granted Senator Thomas to take up out of order—

HCR 269—A concurrent resolution expressing deep regret and sympathy over the passing of David R. VanCurler, who died in the line of duty.

WHEREAS, the late David R. VanCurler served as a member of the West Palm Beach, Florida police department from August 7, 1963 until his untimely death on April 6, 1967, and

WHEREAS, the late David R. VanCurler, while performing the duties as a law enforcement officer, was tragically killed on April 6, 1967, and

WHEREAS, the late David R. VanCurler, in giving his life in the line of duty, did uphold the finest and noblest traditions of the law enforcement profession, and

WHEREAS, the death of David R. VanCurler was a great and tragic loss to his family, his friends and the people of the State of Florida, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida, the Senate Concurring:

That on behalf of the people of Florida this Legislature does unanimously express to the family of David R. VanCurler its gratitude for his life and his service and its deep and earnest sense of regret and heartfelt loss at his untimely passing.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Ellen VanCurler, wife of David R. VanCurler.

On motions by Senator Thomas, HCR 269 was read the second time by title, unanimously adopted, and certified to the House.

The Honorable Verle A. Pope
President of the Senate

April 12, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representative De Young and Others—

HCR 268—A concurrent resolution expressing deep regret and sympathy over the passing of William Harold Fletcher, who died in the line of duty.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 268, contained in the above message, was read the first time in full and referred to the Committee on Apportionment, Resolutions and Memorials.

On motion by Senator Thomas, by two-thirds vote, HCR 268 was withdrawn from the Committee on Apportionment, Resolutions and Memorials and placed on the Calendar.

Unanimous consent was granted Senator Thomas to take up out of order—

HCR 268—A concurrent resolution expressing deep regret and sympathy over the passing of William Harold Fletcher, who died in the line of duty.

WHEREAS, the late William Harold Fletcher served as a member of the West Palm Beach, Florida police department from September 2, 1948 until his untimely death on April 6, 1967, and

WHEREAS, the late William Harold Fletcher, while performing the duties as a law enforcement officer, was tragically killed on April 6, 1967, and

WHEREAS, the late William Harold Fletcher, in giving his life in the line of duty, did uphold the finest and noblest traditions of the law enforcement profession, and

WHEREAS, the death of William Harold Fletcher was a great and tragic loss to his family, his friends and the people of the State of Florida, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida, the Senate Concurring:

That on behalf of the people of Florida this Legislature does unanimously express to the family of William Harold Fletcher its gratitude for his life and his service and its deep and earnest sense of regret and heartfelt loss at his untimely passing.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Lucy Dianne Fletcher, wife of the late William Harold Fletcher.

On motions by Senator Thomas, HCR 268 was read the second time by title, unanimously adopted, and certified to the House.

The Honorable Verle A. Pope
President of the Senate

April 13, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative McDonald and Others—

HB 126—A bill to be entitled An act relating to two-wheel motor vehicles; amending section 317.981, Florida Statutes, providing for the wearing of crash helmets, and other protective safety equipment.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 126, contained in the above message, was read the first time by title and referred to the Committee on Transportation and Safety.

The Honorable Verle A. Pope
President of the Senate

April 12, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Craig and Others—

HB 121—A bill to be entitled An act to authorize and empower the City of St. Augustine, Florida, to issue public improvement revenue certificates for the purchase, construction, lease or other acquisition by the City of St. Augustine, Florida, of any public utility or improvement or for the operation thereof, said certificates to be paid solely from revenue derived from such utility, or improvement, or from any other funds available which do not coerce the taxing power of the City of St. Augustine, Florida; Repealing all laws, or parts of laws, in conflict herewith and providing an effective date.

Proof of Publication attached.

By Representative Rainey and Others—

HB 127—A bill to be entitled An act providing for the correction of House Bill No. 1510, Chapter 65-2110, Laws of Florida, 1965, to include precincts erroneously omitted from respective districts:

Proof of Publication attached.

By Representative Rainey and Others—

HB 128—A bill to be entitled An act amending chapter 15183, laws of Florida, special acts of 1931, being the charter of the city of Dunedin, Florida by amending section 21 thereof to provide that the municipal judge and acting municipal judge shall each be an attorney at law and providing for the effective date thereof.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 121.

Evidence of notice and publication was established by the Senate as to HB 127.

Evidence of notice and publication was established by the Senate as to HB 128.

House Bills 121, 127 and 128, contained in the above message, were read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Verle A. Pope
President of the Senate

April 12, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Rainey and Others—

HB 170—A bill to be entitled An act relating to the city of Tarpon Springs, Pinellas county; amending section 9 of chapter 21598, laws of Florida, 1941; providing for terms of office and elections; providing a referendum.

By Representative Rainey and Others—

HB 169—A bill to be entitled An act relating to the city of Tarpon Springs, Pinellas county; amending section 9 of chapter 21598, laws of Florida, 1941; providing for terms of office and elections; providing a referendum.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Bills 170 and 169, contained in the above message, were read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Verle A. Pope
President of the Senate

April 12, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Rainey and Others—

HB 175—A bill to be entitled An act providing for the permitting of food establishments and food establishment employees by the Pinellas County Health Unit; providing for the right and procedure of appeal to the Pinellas County Health Board; providing definitions; providing for the term of permits; providing for the enactment of rules and regulations for the carrying out of the provisions of this act; providing for enforcement; providing for the punishment of violations; providing a severability clause; providing an effective date.

Proof of Publication attached.

By Representative Rainey and Others—

HB 179—A bill to be entitled An act to amend chapter 18947, special acts 1937, being the charter of the city of Oldsmar, Pinellas county, Florida, by the amendment of section 10, relating to officers, to add a municipal judge, to change the name of the office of city marshal, to give the mayor power to appoint employees as well as officers with the confirmation of the council, and to give the council power to combine offices; by amendment of section 12, to set forth the duties of the mayor and other officers; by deletion of section 21, to eliminate the mayor's court; by amendment of section 154 to provide change in manner of determining number of signatures required on petitions; by deletion of section 155; and by providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 175.

Evidence of notice and publication was established by the Senate as to HB 179.

House Bills 175 and 179, contained in the above message, were read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Verle A. Pope
President of the Senate

April 12, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Rainey and Others—

HB 174—A bill to be entitled An act amending section 88 of chapter 15183, laws of Florida, special acts of 1931, being the charter of the city of Dunedin, Florida by providing for qualification of voters and method of holding elections; amending section 89 thereof by providing that the supervisor of registration shall be the registration officer for the city of Dunedin and the method by which qualified electors shall register and providing that the supervisor of registration shall be entitled to a reasonable fee for his services; amending section 91 thereof by providing that the polls shall open at 7 o'clock a.m. and close at 7 o'clock p.m., standard time; amending section 93 thereof by providing for procedures for municipal candidates to qualify as such by submission to the city auditor and clerk of a petition signed by not less than one hundred fifty (150) qualified electors of the city of Dunedin not more than sixty (60) days and not less than forty (40) days prior to the election and providing that as a condition precedent to qualifying said candidates shall be required to file with their petitions personal affidavits showing that they are residents of the city, are qualified electors of the city and are freeholders therein and providing that the candidates shall pay at such time to the city auditor and clerk a filing fee in the amount of twenty-five dollars (\$25.00); and providing for the effective date thereof.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 174.

HB 174, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

SENATE BILLS ON SECOND READING

SB 40—A bill to be entitled An act relating to the classification of roads in the state highway system; amending section 335.04(3), Florida Statutes; providing an effective date.

Was taken up. On motion by Senator Poston, the rules were waived and SB 40 was read the second time by title.

The Committee on Public Roads and Highways offered the following amendment which was adopted on motion by Senator Poston:

In Section 1, subsection (3), line 4, page 1, following the words "two hundred miles," strike the words, "Provided, however, that" and make the "t" in the following word, the, a capital "T."

On motion by Senator Poston, the rules were waived and SB 40 as amended was read the third time in full and passed. The vote was: Yeas—48. Nays—None.

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|---------------|-------------|----------|-------------|
| Mr. President | de la Parte | Hollahan | Sayler |
| Askew | Edwards | Horne | Shevin |
| Bafalis | Elrod | Johnson | Slade |
| Barron | Fincher | Knopke | Spencer |
| Barrow | Fisher | Lane | Stockton |
| Bell | Friday | McClain | Stolzenburg |
| Boyd | Gibson | Mathews | Stone |
| Broxson | Gong | O'Grady | Thomas |
| Chiles | Griffin | Ott | Weber |
| Clayton | Gunter | Plante | Weissenborn |
| Cross | Haverfield | Poston | Wilson |
| Deeb | Henderson | Reuter | Young |

The bill was ordered engrossed.

The President presiding.

SB 42—A bill to be entitled An act relating to wayside parks; giving the State Road Board authority to name wayside parks;

amending section 335.16, Florida Statutes; providing an effective date.

Was taken up. On motions by Senator Poston, the rules were waived and SB 42 was read the second time by title, the third time in full and passed, title as stated. The vote was:

Yeas—47.

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| Mr. President | de la Parte | Hollahan | Sayler |
| Askew | Edwards | Horne | Shevin |
| Bafalis | Elrod | Johnson | Slade |
| Barron | Fincher | Knopke | Spencer |
| Barrow | Fisher | Lane | Stockton |
| Bell | Friday | McClain | Stolzenburg |
| Boyd | Gibson | Mathews | Stone |
| Broxson | Gong | O'Grady | Thomas |
| Chiles | Griffin | Ott | Weber |
| Clayton | Gunter | Plante | Wilson |
| Cross | Haverfield | Poston | Young |
| Deeb | Henderson | Reuter | |

Nays—1.

Weissenborn

The bill was certified to the House.

SB 60—A bill to be entitled An act relating to administrative boards, generally; amending section 455.06(1), Florida Statutes, to provide that personal injury or property damage by livestock may be included under liability insurance coverage; providing an effective date.

Was taken up. On motions by Senator Edwards, the rules were waived and SB 60 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—48. Nays—None.

| | | | |
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| Mr. President | de la Parte | Hollahan | Sayler |
| Askew | Edwards | Horne | Shevin |
| Bafalis | Elrod | Johnson | Slade |
| Barron | Fincher | Knopke | Spencer |
| Barrow | Fisher | Lane | Stockton |
| Bell | Friday | McClain | Stolzenburg |
| Boyd | Gibson | Mathews | Stone |
| Broxson | Gong | O'Grady | Thomas |
| Chiles | Griffin | Ott | Weber |
| Clayton | Gunter | Plante | Weissenborn |
| Cross | Haverfield | Poston | Wilson |
| Deeb | Henderson | Reuter | Young |

The bill was certified to the House.

SB 136—A bill to be entitled An act relating to the insurance code, amending subsection (1) of section 624.0229, Florida Statutes, requiring a hearing when a company withdraws or discontinues writing certain classes of insurance; adding a new subsection (2), requiring an insurer to surrender its certificate of authority when it withdraws or discontinues the writing of all classes of insurance; renumbering present subsection (2) as subsection (3); and providing an effective date.

Was taken up. On motions by Senator Barron, the rules were waived and SB 136 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—48. Nays—None.

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|---------------|-------------|----------|-------------|
| Mr. President | de la Parte | Hollahan | Sayler |
| Askew | Edwards | Horne | Shevin |
| Bafalis | Elrod | Johnson | Slade |
| Barron | Fincher | Knopke | Spencer |
| Barrow | Fisher | Lane | Stockton |
| Bell | Friday | McClain | Stolzenburg |
| Boyd | Gibson | Mathews | Stone |
| Broxson | Gong | O'Grady | Thomas |
| Chiles | Griffin | Ott | Weber |
| Clayton | Gunter | Plante | Weissenborn |
| Cross | Haverfield | Poston | Wilson |
| Deeb | Henderson | Reuter | Young |

The bill was certified to the House.

On motion by Senator Mathews, the Committee on Rules and Calendar was granted an additional 15 days for the consideration of SJR 31.

On motion by Senator Ott, the rules were waived and all members of the Committee on Anti-Crime were excused from all other committee meetings scheduled for Friday, April 14, 1967.

CO-INTRODUCERS

By permission, Senator Young was recorded as a co-introducer of SB 84.

On motion by Senator Mathews, the Senate adjourned at 12:18 p.m. to reconvene at 11:00 a.m. April 14, 1967.